G. R. S. 59]

GENERAL AND REVENUE SECRETARIAT.

1913-14
(Municipal)

File No. 27-13 Preserve

Serial Nos. 1, 3, 4, 6, 7a

Papers Filed.

Month ~~October~~ 1913

SUBJECT

Reconstitution of Tarikere Municipal Council

PREVIOUS REFERENCES	LATER REFERENCES
M(59-09(5,6,8)	M(S-68 61-63 Oct. 1916

17-11-13

229 1

G R.S. 11] 1913-1914

GENERAL AND REVENUE SECRETARIAT.

(Mb.)

NOTES

File No. 27-13

FILE HEADING.

Members of the Municipalities in the Kadur Distt

From

The Dy. Comr., Kadur Dt.

No 9 Dated 4. 7. 13 Received 8. 7. 1913

Diary No 229	Enclos 2 Spare Copies —	Serial No 1

BRIEF ABSTRACT OF LETTER

Submits proposals for the reconstitution of the Taluk Board Council, the term of office of the present Board Councillors having [illegible]

NOTES AND ORDERS.

There are several irregularities Connected with this Board. Council. In the 1st place the terms of office of the Board Councillors published as such with Notfn No 3874 / MD 59-09-6 dated the 3rd Nov. 1909 expired on the 4 Nov. 1912 (Counting from the

y

NOTES—First Sheet.

GPB—25,000—15 6 12

R S. 12]

General and Revenue Secretariat. | dc File No. 27 of 1913

Serial No.

date of the Despatch Gazette in which that Notn appeared) and no extension was granted by Govt and no order published in the Gazette to that effect under section 17 of the Regn. In the next place, the election now reported to have been held is defective in that the previous sanction of Govt was not obtained as required by Rule 8th Cl (c) of the Election Rules. It is doubtful whether Sec 38 of the Regn can be cure defects of this kind -

X

2 In view however of the delay that has already occurred in the reconstitution of the Council, may the proposals which are otherwise unobjectionable be approved and a Notn published in the Gazette. In order to validate the Proceedings of the Municipal Cl. since Nov: 1912 when the terms of office of the Councillors expired, an order extending them till the date of the aforesaid Notn may, it is submitted be also published so as to meet the requirements of Sec 17

Subn for orders.

Dated 30

14.7.13

3 An extension of the period for one year in

NOTE—Contn sheet

GPB—65,000—17-6 12.

Serial No.

Sec 17 of the Munl Regn appears to be urgently required to validate the proceedings of this Council. Reasons necessitating this Course of action have to be published along with the order in the Gazette (vide Sec 17 Munl Regn)

A draft notification is submitted for approval.

4 As regards the present election, it has to be ascertained whether the list of voters was duly published, & who fixed the date reqd in Rule 8(c). It is certain, however, that Govt was not moved to fix the ~~date~~ as required in Rule 8(c) of the Election rules. Even the date of Election is not reported. Sec 38 does not seem to cure the defect. That section refers to cases where only one member or the minority that took part in a resolution or meeting were disqualified, but the majority were not so disqualified, but "were entitled to act" (vide also notes on Bombay Dt Municipalities Act)

Map

5 The Dy Comr may be therefore directed to hold a new election, on a date to be fixed and notified by him, at least one week prior to 4th Nov 1913 when the present notfn extending the

NOTE—Contn sheet

G. R. S. 12]

General and Revenue Secretariat

File No. 27 of 1913

Serial No.

existing councillors will cease their force. The date referred to in Rule 8 (c) will have, however, to be fixed by Govt., and therefore the Dy Com^r may be called upon to fix and report a date for that purpose, and report it for the approval of Government

6 Submitted with draft.

Dy Sec^y) Asst 18/7.

7 The draft may be revised in the light of the revision made in File 92 of 13 and the file resubmitted.

8 Draft revised Put up tidy copy Asst 21/7 Asst 21/7

21.7.13 9 A tidy copy of the draft is submitted

21.7.1913 10 Dy Sec^y) Asst

11 Is there anything to show that the list of voters was not published 2 months before the 1st day of June 13 as cl (c) requires If there is none this order proposed may not be right We may assume that rules have been complied with in the absence of any thing to the contrary Asst 22/7

12 Though there is nothing to show clearly that the voters' list was not duly published, the absence of mention in the report of the Dy Com^r has to be taken to mean that the requirements have not been fulfd.

NOTE—Contin. sheet

GPB—65,000—17-6-12

H. R S. 12]

General and Revenue Secretariat. | ML File No. 27 of 1913

Serial No.

matters of procedure, laid down by law, have, I fear, to be rigorously applied. Further information in this behalf may, if necessary, be called for, and the present election confirmed if found valid

13 The notfn extending the term of the present Council may probably issue at once, ~~and the~~ pending the receipt of full information and ~~Gazetting~~ constitution of the new Council

Dy Secy).

Hom
22/7

14 The expiry of the term of the Councillors has first to be corrected under Sec 17, M Reg. A draft is put up, notifying the extension needed. A draft letter is also put up calling for the requisite information about publication of lists of voters. Both the drafts may be approved

2nd Councillor)

Draft agd to
Hom 22/7

15 approved
ww
23/7

h
22/7 Issue 23/7

16 Issue
Hom
22/7

3 17/7 To Dy Comr, Kaira Dist. No 9978 & 23.7.17
Observes that the term of office of the existing ML Cl expired long ago, Stat

NOTE—Contn. sheet.

GPB—65,000—17-6-12

(4. R. S. 12)

General and Revenue Secretariat

Govs 229

Jud File No. 27 of 1913

Serial No.	
	that to cure all legal defects its term will be extended by one year from 3.11.1912, enquires when the list of voters in connection with the recent election was published at Tarikere & states that if the Voters' list was not published 2 mths previous to 1st June 1913 a fresh election shall have to be held, the date fixed for publication of the list being reported for the approval of Govt.
Part I p. 724 fn-g 24-7-13	4 To Compiler, Mysore Gazette. No 998 & 23.7.1913 Forwards for publication in the Gazette a Notn extending the term of the existing Mcl at Tarikere by one year from 3.11.1912 pending proposs action by the Dy Comr for reconstituting it.
	To Dy Comr, Kadur Dist. No 999 & 23.7.13 Forwards a copy of the above for information.
	6 Letter No. 112 dated the 2nd Sept 1913 from the Dy. Comr, Kadur Distt. States, in reply to Serial 3, that the list of voters was published within the limits of the Tarikere Municipality the 2d April 1913 ie a day later

NOTE—Contn. sheet.

GPB—65,000—17-6-12

R S. 12]

General and Revenue Secretariat. | Legislative File No. 27 of 1913

Serial No.	
X	the date fixed in rule 8 (c) of the Election Rules and requests that this slight irregularity may be overlooked and the election which is otherwise formal may be allowed
	21 Subject. There seems to be no alternative but to allow some of the elections already held, inasmuch as the term of office of the present Municipal Councillors as extended by Notification Serial 4 expires on the 4th November 1913 and there is hardly any time for a republication of the voters list with fresh order under rule 8 (c) of the Election rules and for a fresh election thereafter, as was done in the case of Chittaldrug and as has been proposed in the case of Kollar.
V	
X	22. In this connection, attention is respectfully invited to para 2 supra. The 4th Nov. 1913 is Tuesday & not a Gazette day. It is therefore necessary when publishing the Notification regarding the present Municipal Councillors either to fix a date from which the term of office of the new Municipal Councillors should commence or to declare that the extension granted to present Municipal Councillors in Serial 4 should cease simultaneously with the publication of that Notification.
V	

NOTE—Contn sheet.

GPB—65,000—17-6-12.

1889 8

R S. 12]

General and Revenue Secretariat | KL File No. 27 of 1913

Serial No.

for orders

1880 23 Put up draft notification notifying the reconstitution of the Council from the 4th Nov.r 1913.

9.9.13

Asst 8/9

8/9/13

24 Draft Note submitted

1880 25 The electors' roll has been published on the 2nd April, as against the 1st April or other previous days prescribed by the Rules in view of the fixed date 1st June 1913, with reference to which the date of publication must have been fixed was a Sunday, and of the practical inconvenience in pressing the objection further, other slight irregularities are overlooked, and the election allowed. The draft notification will be published in time to reconstitute the Municipal Council on the 4th Nov.r

9.9.13 See 24

Asst 10/9

25 Please consult the Govt Advt on the legal aspect

No 2053-Dy 12.9.13

Draw 11/9

26 Forwarded to the Govt Advocate unofficially for favour of opinion

By order

Asst

11/9/13 Rev Sec.y

NOTE—Contn sheet.

GPB—65,000—17-6-12.

1589 9

G. R. S. 12]

General and Revenue Secretariat.

Del File No. 27 of 1913

Serial No.

27 File resubmitted without forwarding M. O. to the Govt. Advocate, inasmuch as his opinion on the point has been recorded in connection with the Mumb. elections of the Kolar Municipality to the effect "that if great inconvenience is likely to result by ordering another publication of the lists the previous publication may be considered as substantial compliance with Rule 8(1)(c) and the irregularity overlooked." That opinion (Mad 40 / B. of 13 / 15 Sec (11)) was accepted in the case of that Municipality

X

28. I believe a second reference to the G. A. is unnecessary under the circumstances noted above in this case, the Govt Convenience Consent in cancelling an election already held, while in the case of Kolar, it was merely adjourning the date of election Draft notify" is in the file

Dr Lee 7)

Hon 16/9

(Govt Cancelled)

Draft approved by the 2nd in Dec 1919

Draft approved by the 2nd in Dec 1919

Submit on 1st October

Hon 19/9

Hd of Branch to see this

19/9/13

19/9/13

NOTE—Cobtn sheet.

Dlw

GDB—85,000—17-3-13.

R. S. 12]

General and Revenue Secretariat

Jnl File No. 27 of 1913

	Serial No.	
Part I .882-3 Q. 27-10-1913	7	Notification no 4825-8 18/10/13 to the commissioner Imperial gazette. Notifies the reconstitution of the Tanjore Municipal Council with effect from May 14 1913
		memo no 4826 8 18/10/13 Forwards copy of the above to the Deputy Com. Kadur Dist.

NOTE—Contin sheet.

1913

From

K. Krishna Iyer Esquire
offg. Deputy Commissioner
Kadur District

To

K. R. Sreenivasa Iyengar Esq^r
Secretary to the Government
of Mysore - General & Revenue
Departments - Bangalore -

Dated 4th July 1913
Despatched
Received
General No
No
Enclosure No Two

Subject: Submitting proposals for the reconstitution of Tarikere Municipal Council

2259-7-6
Dy 3.4.09

Office of the Deputy Commissioner

Dated Chickmagalur 4th July 1913.

D 229

ml 27-13
SI

From,

K. Krishna Iyer Esquire

Offg. Deputy Commissioner

Kadur District.

To,

K. R. Sreenivasa Iyengar Esquire M. A

Secretary to Government General and Revenue

Departments in Mysore, Bangalore.

Sir,

As the term of office of the Non-official Members of the Municipal Council of Tarikere has expired according to section 17 of the Municipal Regulation, I have the honor to submit herewith a list showing the names of gentlemen who have been elected under clause 1 (a) of section 10 of the Municipal Regulation and also the names of those that may be appointed under clauses (b) (1) and (11) of the same section to serve as Members on the Municipal Council and to request that their election and appointment may be approved and caused to be notified in the Mysore Gazette as required by section 20 of the Municipal Regulation.

2. A list showing the property and other qualifications of the Members

proposed to be appointed under clauses (b) of section 10 (1) of the Regulation is also enclosed for reference.

I have the honer to be,

Sir,

Your most obedient Servant,

Offg. Deputy Commissioner

Kadur District.

C.M.K

Circular No. 21-13/11.

List showing the property and other qualification of the members proposed for nomination.

No	Names of members	Occupation	caste	Kandayam		Total	Remarks.
				Land Revenue	Inchalāpa		
1	Mr Sivappa	Patel and Land-holder	Sivachar	360 . .	6 4 .	366 4 .	
2	" Narasankanna	Landholder	Halumata	204 . .	15 8 .	219 8 .	
3	" Shiva Rao	— Do —	Brahmin	120 6 9	16 . .	136 6 9	
4	" Hanumantayya	— Do —	Halumata	422 10 .	24 14 .	447 8 .	
5	" Shankarappa	Patel and Land-holder	Sivachar	75 4 3	17 . .	92 4 3	

Deputy Commissioner
Kadur District

Qus to unl 27-13/21

List showing the names etc of members fr. of

Name of Municipality	Whether elected or nominated member	No.	Names of members
Tarikere Municipality	Ex officio members under section 10(1)(b)(ii) of the municipal Regulation	(1)	The Sub Divisional
		(2)	" Amildar
		(3)	" Sub Divisional
		(4)	" Sub Assistants
		(5)	" Special Sub R
	Members elected under section 10(1)(a) of the Regulation	(6)	Mr Sirfada Hussain Sab
		(7)	" Doddavenkataramana
		(8)	" Chikkamasubi Hayath Sa
		(9)	" Baba Saheb
		(10)	" Manavarki Kristappa
	Members nominated under section 10(1)(b)(i) of the Regulation	(11)	" Sirappa
		(12)	" Harisankamma
		(13)	" Subba Rao
		(14)	" Hanumantappa
		(15)	" Shankarappa

4

...d for the Municipal Council of Tarikere.

...cupation	Residence	Remarks
...sistant Commissioner, Kadur Sub Division	Tarikere	President of the Municipality
———	———	Vice President.
...ivil P.W.D.	Do	Ex officio member
...rgeon	Do	Do
...istrar	Do	Do
Planter	Do	Member
Landholder	Do	Do
Merchant	Do	Do
Landholder	Do	Do
Do	Do	Recommended to be appointed under clause 2 of section 10 of the Municipal Regulation as the number of electors present was less than one eighth of the total number of voters entitled to vote for the Ward.
...d. & Landholder	Do	Do
Merchant	Do	Do
...ocer & Landholder	Do	Do
Landholder	Do	Do
Do	Do	Do

M. Venkatarao
Deputy Commissioner
Kadur District

SKP

G R S 26]

Diary No. of letter replied to 229

General and Revenue Secretariat
(mun)
the 19

Date of issue 23.2.13

Signed by MVAVR

Make certain enquiries re the reconstitution of the Tarakeri Municipal Council

File No. 27

Serial No. 3

2 + 2 = 5 Secs 28/13

No 997

ml srl 13-3

9/23.2.13

To

The Deputy Commissioner
Kadur District.

Sir,

Referring to your letter No 9 dated the 4th July 1913 submitting proposals for the reconstitution of the Tarakere Municipal Council, I am to observe that the term of three years of the Council constituted under Notn No 3874 Mul 59 09 6 of the 3rd November 1909 expired long ago,

over and

SUBJECT

that the omission to
action to reconstitute the
Council in proper time is
highly unsatisfactory. The
existing Council has no legal
status from the 3rd Nov 1912
and to cure this defect a
Notification will be published
in the Gazette under Sec 17 of the
Mysore Municl Regulations extending
its term by one year.

2. With reference to the elections
recently held at Tarikere I
am to enquire when
the list of Voters was published
under Rule 8 of the Electoral
Rules. If it was not published
two months previous to the first
day of June 1913, the election
held cannot be considered valid; and
a fresh date shall have to be
fixed accordingly and the needful
report submitted for the
approval of Govt as required in
Rule 8(c) of the Muncl Elector Rules.

I have etc

AKR 22/7 1913

Dmy 23/7

List of enclosures,

23/7

Copied by

Examined by

GPB—10,000—22-2-11.

Ex to be one year from 3 11 1912 the term of the existing Mel crs of Tarikere

27

G.R S. 26]

File No. 13

Serial No. 4

Diary No. of letter replied to 229

No 998

ml 27-13-4

General and Revenue Secretariat

(Muni)

the 19

~~To~~ Notification 23.7.13

Date of issue 23.7.13

Signed by Mr AVR

In exercise of the powers vested in them under Sec 17 of the Mysore Muni Regn No VII of 1906, and all other provisions enabling them in this behalf, the Govt of H H the Maharaja are pleased to extend by one year with effect from the 4th November 1912 the term of the Municipal Councillors of the Tarikere Municipal Council appointed in Govt Notn no

over

Published at page 724 in Part I of the Mysore Gazette dy 24 7. 1913

SUBJECT

No 3874 Jud 57-09 6 & 3rd November 1909 pending prompt action by the Dy Comr to reconstitute the Municipal Council

By order

for Secretary

To

The Compiler, Mysore Gazette for publication in the Gazette.

Memo. 999 Mel 27-13— 23.7.13.

Copy forwarded to the Dy Comr, Kadur Dist, for information in connection with the Office letter No 997 Jud 27-13-3 & 23rd July 1913

List of enclosures,

By order

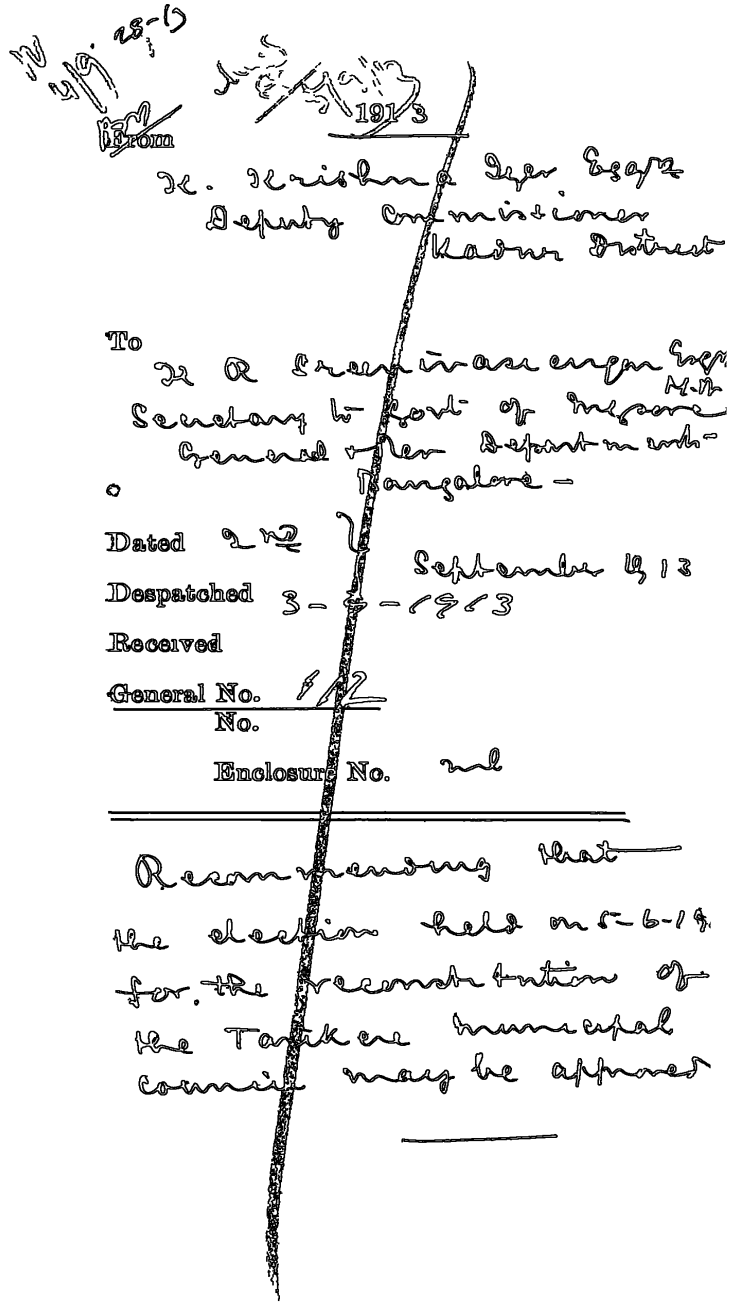
for Secretary

Copied by

Examined by

GPB—10,000—28-2-11.

22.7.1913



From

M. Krishna Iyer Esqr
Deputy Commissioner
Kadur District

To

R R Srinivasa Murthy Esqr M.A.
Secretary to Govt of Mysore
General & Rev Department
Bangalore

Dated 2nd September 1913

Despatched 3-9-1913

Received

General No. 612

No.

Enclosure No. nil

Recommending that the election held on 5-6-13 for the reconstitution of the Tarikere municipal council may be approved

GPL—50,000—8 1 13

DIARY No. 1589 Office of the Deputy Commissioner

Dated, Chickmagalur, 2nd September 13.

From

K.Krishna Iyer, Esquire,
Offg, Deputy Commissioner,
Kadur District.

To

K.R.Sreenivasa Iyengar, Esquire, M.A
Secretary to Government General and Revenue
Departments in Mysore, Bangalore.

Sir

With reference to para 2 of your letter No, 997/Ml.27-13-3 dated 23-7-1913 enquiring whether the list of voters prepared in con-nection with the reconstitution of the Tarikere Municipal Council was published under rule (8) of the Election Rules, I have the honor to state that it is reported by the Amildar that the list of voters prepar-ed was published within the limits of the Tarikere Municipality on 2-4-1913 and the election held on 5-6-1913. On the date of election viz. 5-6-1913 the Amildar of the Tarikere Taluk who was appointed as polling officer received the votes by ballot in accordance with rules 14, 15, 16 and 17 of the Election Rules and the results of the enumerations were announced by him to the voters at a special general meeting of the Tari-kere Municipal Council convened on the 5th day of June 1913. The Sub Divisional Assistant Commissioner reports that the election held on 5-6-13 is valid in all respects but according to rule 8 (1) (c) of the Municipal

Municipal Election Rules the list of voters ought to have been pub-
-lished 2 months previous to the 1st day of June, In the present case
the date of publication was 2-4-1913 i.e a day later.As, however, there
has been an interval of 2 months between the date of publication of
the list and the date of election, I request that the slight irregula-
-rity noticed above may be kindly overlooked as other formalities re-
-quired by the rules have been properly observed and the election held
on 5-6-1913 kindly approved.

I have the honor to be,

Sir,

Your most obedient Servant,

S. Chakrapani
Treasury Assistant &c &c
Offg. Deputy Commissioner
(absent on circuit)
Kadur District.

CRP

X 4/10 to Jr 2/11

4825 09.18.10 13
mlvr-13 7a

Notification

Under Sections 102 & 11 of the Mysore Munic. Regn. VII of 1906 and the Rules framed thereunder, the following gentlemen & officers are elected or appointed as Municipal Councillors of the Yadiki Municipal Council, which is reconstituted as follows from the 4th Nov. 1913:—

Members

I Elected under Sec 10 (1) (a)

1 Mr. Sriyada Hussain Sab
2 " Doddavenkatareemanayya
3 " Chikkamaruti Nayak Sab
4 " Baba Saheb
~~5 Basavarajappa Krishnappa~~

II Appointed under Sec 10 (1) (c)

1 Mr. Sivappa, Patel of Kandhole.
2 " Narisankanna, Merchant.

3

Part I
p 882-3 of Jan 7
dt 23-10-1913

4/11/13

3 [illegible]

4 " Hanumantayya Landholder

5 " Shankarappa do

III Appointed under Sec 10(3)(c)(i)

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1 The Sub-Divisional Officer, Coorg
Kadur Sub-Dn. (President)

2 The Amildar of the Tarikere
Taluk, (Vice-President)

3 The Sub. Dn. Officer, P.W. Deptt, Tarikere

4 The Sub. Assistant Surgeon, Tarikere

5 The Special Sub-Registrar Tarikere

IV Appointed under Sec 10 cl(2)

Mr. Manadavade Krishnappa

" By order

Ans 1879 Forsecty 9 Jan 1879

Ltr 1919

To, The Compiler, Mysore Gazette,
for publication, with a request
that 5 printed Copies of the
Notn may be sent to this
Secretariat for reference

Memo 4826 ml 29-13 — 9/18.10.13.

Copy forwarded to the
Dy: